

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 53rd Legislature (2012)

4 HOUSE CONCURRENT
5 RESOLUTION 1035

By: Coody of the House

and

Bass of the Senate

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8
9 AS INTRODUCED

10 A Concurrent Resolution stating legislative
11 opposition to elimination of certain federal Impact
12 Aid funding; encouraging the United States President
13 and Congress to fully fund federal Impact Aid;
14 encouraging reauthorization of the federal Impact Aid
15 Program; and directing distribution.

16 WHEREAS, the budget submitted by the President of the United
17 States for the 2013 fiscal year eliminates funding for federal
18 property payments under Section 8002 of Title VIII of the Elementary
19 and Secondary Education Act; and

20 WHEREAS, Title VIII of the Elementary and Secondary Education
21 Act, referred to as Impact Aid, is the oldest elementary-secondary
22 federal educational program administered by the United States
23 Department of Education and the federal property payments offset the

1 loss of ad valorem tax revenue to school districts due to the
2 acquisition of previously taxable properties by the federal
3 government; and

4 WHEREAS, ad valorem property taxes paid by Oklahoma families,
5 individuals, businesses, farms and all other property owners, as
6 well as Impact Aid funding, support school districts and the
7 thousands of students served by those school districts; and

8 WHEREAS, the financial obligations of school districts and the
9 obligation to educate students served by the school districts remain
10 the same regardless of property ownership, date of acquisition of
11 property or use of property; and

12 WHEREAS, the federal property payment component of the Impact
13 Aid Program provides reimbursement to school districts for Indian
14 lands, military bases, low-rent housing, and other federal property
15 to make up lost property tax revenue due to the nontaxable status of
16 the federally owned property; and

17 WHEREAS, existing property owners located within the
18 jurisdictional boundaries of school districts already bear a
19 significant burden in the financial support of school districts that
20 are affected by the federal acquisition of private lands; and

21 WHEREAS, raising additional local ad valorem tax revenue to
22 support school districts is unrealistic and overly burdensome to
23 local property taxpayers; and

UNDERLINED language denotes Amendments to present Statutes.
BOLD FACE CAPITALIZED language denotes Committee Amendments.
~~Strike thru~~ language denotes deletion from present Statutes.

1 WHEREAS, currently 298 school districts in Oklahoma annually
2 apply for and receive more than \$30,000,000.00 collectively from
3 Impact Aid funding; and

4 WHEREAS, the school districts in Oklahoma receiving Impact Aid
5 qualify under all sections of the law; and

6 WHEREAS, Impact Aid funding is of critical importance in
7 providing quality educational opportunities for the more than
8 221,000 students educated by the 298 school districts which receive
9 the funding; and

10 WHEREAS, every student throughout the educational journey of the
11 student deserves the same opportunities to enrich their life through
12 education, and Impact Aid funding is a key component in providing
13 those educational opportunities; and

14 WHEREAS, the federal government has an obligation to rectify the
15 negative financial impact to school districts that is caused by
16 federal ownership of property within the boundaries of the district.

17 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES
18 OF THE 2ND SESSION OF THE 53RD OKLAHOMA LEGISLATURE, THE SENATE
19 CONCURRING THEREIN:

20 THAT the Legislature strongly opposes the elimination of funding
21 for federal property payments under Section 8002 of Title VIII of
22 the Elementary and Secondary Education Act.

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1 THAT the Legislature encourages the President of the United
2 States and the United States Congress to fully fund the federal
3 property payment component of federal Impact Aid, as well as all
4 other components of the program, and to take responsibility for the
5 impact that federal property has on school districts and to
6 alleviate the burden on the local property taxpayer caused by
7 federal land ownership, as has been the standard for more than 60
8 years.

9 THAT the Legislature requests that the United States Congress
10 take action this year to reauthorize the Impact Aid law either as a
11 part of the reauthorization of the Elementary and Secondary
12 Education Act or as stand-alone legislation.

13 THAT copies of this resolution be distributed to the President
14 of the United States, the United States Secretary of Education, and
15 each member of the Oklahoma Congressional Delegation.

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17 DIRECT TO CALENDAR.

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